I hereby certify that this correspondence is being facsimile transmitted to the Director of the U.S. Patent and Trademark Office Phone No. 703-305-3602) Washington, D.C. 20239

on April 27, 12001.

Netherah A Peacock Reg No 35 964

April 27, 2001

PATENT APPLICATION H

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant:

**BAKER** 

Serial No.:

09/607,313

Examiner: L. Tran

Filed:

June 28, 2000

Group Art Unit: 1761

For:

PAINT SET CONFECTIONERY

## PRELIMINARY AMENDMENT

Commissioner for Patents Washington, D.C. 20231

Sir:

Please amend the application, without prejudice, as follows:

## In the Claims:

Add new claim 27 as follows:

27. A confectionery set comprising:

a pain brush having a non-edible handle portion and an edible portion;

a can including a container and a lid;

a flowable confectionery in said container extractable by said paint brush edible portion;

and

packaging comprising a paint brush holder attached to said can .--